

Statement of Deficiencies

8815-D: Jurisdictional Approvals

Not Met

Findings/Corrections

8815 D. 3. The Provider failed to secure an Office of State Fire Marshal approval.

Comment: Office of health Approval- 5/26/05

8817-A: Administrative File

Not Met

Findings/Corrections

8817 A. 7. *The Provider's administrative file failed to include a current comprehensive general business insurance policy or policies in an amount adequate to cover all foreseeable occurrences, personal or professional negligence, malpractice or misconduct by facility owners or employees, injuries received by any resident while being transported by facility staff or third-party contractors, and injuries sustained by any resident while in the facility without limitations or exclusions of any kind.

** Provider's Resident Agreement for lease of apartments includes waiver of Provider's liability.

8817 A. 6. The Provider's administrative file failed to include appropriate credentials for the contracted dietician.

8817-F: Orientation

Not Met

Findings/Corrections

8817 F. 6. Direct care staff, [4 recently hired], failed to receive certification in adult first aid within the first 30 days of employment.

Note: Course reportedly has been taken, however cards not yet received.

8817-G: Annual Training

Not Met

Findings/Corrections

8817 G. 3. Direct care staff, [5 employees], failed to have documentation of current certification in first aid.

8817-I: Personnel Files

Not Met

Findings/Corrections

8817 I. 1. (a.-i.) The Provider failed to maintain a personnel record for each employee identified below that included:

b. a criminal history check, prior to an offer of employment, in accordance with state law, **[one employee has evidence of criminal record with no disposition and no explanation on file as to continued employment]**;

e. documentation of three reference checks, **[for 5 of 6 newly hired employees]**.

8821-B: Resident Association

Not Met

Findings/Corrections

8821 B. Residents' requests, concerns or suggestions presented through the resident association failed to **always** be addressed by the director within a reasonable time frame, as necessitated by the concern, request or suggestion **as evidenced by Provider failed to have evidence of responding to concerns and suggestions made during the 4/05- 5/05 Resident Council meetings.**

8823-A: Admission Criteria

Not Met

Findings/Corrections

8823 A. 3. The Provider inappropriately entered into contracts with outside providers to give health related services to individual residents this is evidenced by ***Provider has arranged for a third party medication provider (Distinguished Care) to provide medication administration and monitoring services that resident contract medication services yet Provider fails to have evidence of having provided resident/families with other choices and options for medication assistance; ** Provider has arranged for a private company, Distinguished Care, to have staff in facility from 7am-10pm. These staff also are employed by Provider and they provide personal care assistant duties. Note: There is no delineation of what times during shift employees are working for which company. It shall also be noted that the same payroll company handles the time for both, the Provider and the third party provider. Distinguished Care provides medication assistance to 14 residents in this facility.** All such services failed to be arranged for by the individual resident, the resident's family or the resident's representative.

Statement of Deficiencies

8823-B: Preadmission Appraisal

Not Met

Findings/Corrections

8823 B. 2. The preadmission appraisal failed to be completed and dated before the contract/admissions agreement was signed.

8823-C: Admissions Agreement

Not Met

Findings/Corrections

8823 C. 1. (a.-l.) The Provider failed to complete and maintain individual written admission agreements with all persons admitted to the facility or with their legally responsible person or person specifying:

d. ***specific fee schedule for additional (extra) services. Lease agreement states that there are additional charges for these services (no amount specified) and are subject to change from time to time.**

**** fees for level of care changes and residents acknowledgement of their level of care could change and additional fees could apply and at that point a new service plan would be signed.**

8825-D: Discharge Records

Not Met

Findings/Corrections

8825 D. 1. (a.-c.) Discharge information failed to be recorded in 3 of 3 recently discharged resident's record including:

- a. date of discharge;
- b. destination, if known; and
- c. reason(s) for leaving, if known.

8827-A: Assessment, Service Coordination and Monitoring

Not Met

Findings/Corrections

8827 A. 4. (a.-c.) The service plan failed to include:

- c. the services inclusive of third-party providers of medication assistance.

8827-C,D: Medications and Health Related Services

Not Met

Findings/Corrections

8827 C. 6. The Provider contracted with an outside source for medication administration for residents **as evidenced by deficiency ast 8823.A.3.** This is prohibited.

8827 D. 3. The Provider provided health related services not allowed by these regulations. Health related services above those allowed for by regulations shall not be arranged for or contracted for by a provider. These services shall be arranged for by the resident and/or the resident's representative. **This is evidenced by above deficiency at 8823.A.3.**

8827-E: Transportation

Not Met

Findings/Corrections

8827 E. 3. The Provider failed to document and ensure that driver had that drivers had a clean driving record. (no MVR)